

## **PATENT**

Applicant: **Marc Radow**  
Serial No.: 10/797,401  
Filed: March 9, 2004  
Title: DISPENSER ASSEMBLY  
Examiner: GROSSO, Harry A.  
Group Art Unit: 3781

Confirmation No. 5592

### **IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Mail Stop Amendment  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

### **DECLARATION OF MARC RADOW IN SUPPORT OF FEBRUARY 20, 2007 AMENDMENT AND REMARKS**

Sir:

I, **Marc Radow**, hereby declare as follows:

1. I have personal knowledge of the facts stated herein, and any information presented based on information and belief is stated as being based on information and belief.

1. I am the inventor of the inventions described in the specification, shown in the drawings and set forth in the claims of the above-identified application. I am making this declaration to establish that I conceived the inventions before April 21, 2003, the date of filing of U.S. patent publication No. 2004/0206302. I am making this declaration also to establish that I actually reduced to practice the inventions before April 21, 2003.

2. Attached hereto and identified as Exhibits A1 and A2 are redacted sketches showing a top or cover, an interior dish with a sponge, and a bottom dish containing spice or a food product. The bottom dish includes a recessed portion having an interior area extending toward a center and an exterior area extending

Application No.: 10/357,309

Declaration of Henricks dated: February 15, 2007

Reply to Notification: October 31, 2005

Atty. Ref.: 020100-024

away from the center. A raised center is shown in the bottom dish in Exhibit A2. The bottom dish includes an upwardly extending outer or side wall and may include threads. The side wall extends upward a distance greater than the height of the raised center.

3. Exhibits A1 and A2 also show a round interior dish sized to fit within the round bottom dish. The interior dish has a recessed area for receiving a coating material.

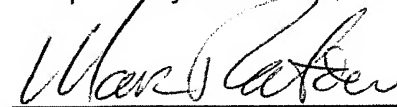
4. The sketches of Exhibits A1 and A2 were made prior to April 21, 2003.

5. Exhibit B1 shows a redacted invoice from a mold maker for the resin used in making the top, the interior dish and the bottom dish shown in Exhibit A2. The invoice requests payment for a previously made quantity of the components using the molds. The components were made and the invoice was paid prior to April 21, 2003. The components were configured and were assembled as intended.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Dated: 2/19/07

Respectfully submitted,



Marc Radow

**HENRICKS, SLAVIN & HOLMES LLP**

840 Apollo Street, Suite 200

El Segundo, CA 90245-4737

310-563-1456

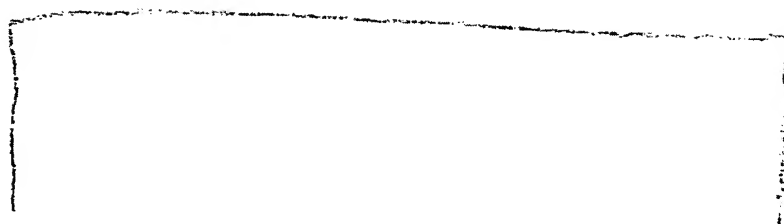
310-563-1460 (fax)

[jhenricks@hsh-iplaw.com](mailto:jhenricks@hsh-iplaw.com) (Email)

# Sample Box: Spice Container

## Top / Cover of Container

- slides over Interior Dish & Bottom Dish



### Interior Dish

- Seal for Spice product
- rubber / plastic & removable

Sponge

Spice Food product

Bottom Dish of Container

### Bottom Dish of Container

approx 5" Diameter

1.5-2" tall

Tab to  
grasp &  
remove /  
replace  
Interior  
Dish

# Sample Vortex Container

- ① <sup>Diameter</sup> 5" Screw Top lid, 1/2" lip  
1/2" Deep Container/Jar liner  
- 1/2 inch
- ② - rt. angle edge, 5" on top of jar rim
- 5" Diameter X 1 1/2 inch Deep Container/Jar
- ③ - 1 1/2" Deep  
- Thread = 1/2"  
1.75" Bevel / raised center

**Invoice**

Date	Invoice #
	12724

<b>Bill To</b>
Roxie Spice PO Box 7452 Incline Village, NV 89452

<b>Ship To</b>

P.O. Number	Terms	Rep	Ship	Via	F.O.B.	Project
105				WPS		
Quantity	Item Code	Description			Price Each	Amount
200	RESIN	Cup Base			0.431	86.20
200	RESIN	Lid			0.281	56.20
200	RESIN	Liner Insert			0.296	59.20
					<b>Total</b>	<b>\$201.60</b>

EXHIBIT B1